

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed

in patent number 5,735,752, granted April 7, 1998, and for which a reissue patent is sought on the invention entitled Golf Club Shaft and

Insert Therefor

the specification of which

☒ is attached hereto.

☐ was filed on _____ as reissue application number ____ / _____ and was amended on _____

(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

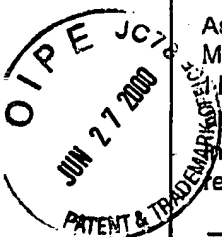
☐ by reason of other errors.

At least one error upon which reissue is based is described as follows:

See Attached

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)		Docket Number (Optional)
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.		
Name(s)	Registration Number	
Correspondence Address: Direct all communications about the application to:		
<input checked="" type="checkbox"/> Customer Number	<div style="border: 1px solid black; display: inline-block; padding: 2px 10px;">001884</div> →	Place Customer Number Bar Code Label here
OR Type Customer Number here		
<input type="checkbox"/> Firm or Individual Name		
Address		
Address		
City	State	ZIP
Country		
Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.		
Full name of sole or first inventor (given name, family name)		
Anthony J. Antonious		
Inventor's signature		
Residence	Date	
7738 Calle Facil	4/6/2000	
Post Office Address	Citizenship	
Sarasota FL 34238	United States of America	
Full name of second joint inventor (given name, family name)		
Inventor's signature		
Date		
Residence	Citizenship	
Post Office Address		
Full name of third joint inventor (given name, family name)		
Inventor's signature		
Date		
Residence	Citizenship	
Post Office Address		
<input type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.		

ATTACHMENT TO REISSUE APPLICATION DECLARATION

The patent is partly invalid because Applicant claimed less than he had the right to claim in the patent. Specifically, the patent is currently directed to a golf club shaft for a golf club head. The shaft comprises at least one tubular section and a unitary insert attached to the at least one tubular section for regulating the flex point of the shaft. The insert is shorter than the tubular section and has a central section and a pair of couplers integrally formed on opposite ends of the central section. At least one of the couplers is attached to an end of the tubular section of the shaft and the central section extending axially outwardly away from the end of the tubular section. The insert is at least as rigid as the tubular section to which it is attached.


While Applicant and his representative appreciated the structure originally claimed in the present application, Applicant and his representative failed to appreciate and claim the significance of an insert secured at the distal end of the shaft for enhancing swing control, stiffness and flex control, shock absorption and vibration elimination or reduction.

That is, Applicant and his representative failed to appreciate the novelty and unobviousness of designing a golf shaft as disclosed in Figures 7 and 11.

Accordingly, Applicant submits the enclosed reissue application with new claims 42 to 51. The new claims define a golf club shaft having a distal end and a grip end. The shaft includes a tubular section having a first end located at the grip end of the golf club shaft and a second end positioned slightly short of the distal end of the golf club shaft. An insert is secured to the second end of the first member. The insert extends from the second end of the tubular section to the distal end of the golf club shaft and includes a first end securely coupled to the second end of the first member and a second end which is ultimately secured to a golf club head. As claimed in claim 42, the insert is formed from a vibration absorbing material which absorbs undesirable vibrations resulting from an individual striking a golf ball. With regard to claim 47, the insert is formed from a material controlling the stiffness at the distal end of the golf club shaft upon striking a golf ball to thereby stabilize a golf club head secured to the distal end of the golf club shaft.

New claims 42 to 51 are believed to fully define the patentable subject matter which was inadvertently and without deceptive intent, not included in the patent as originally filed.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

DECLARATION AS TO LOSS OF LETTERS PATENT		Docket Number (Optional)
I hereby declare that: I am the applicant for a reissue patent based on the original patent identified below.		
Name of Patentee(s) Anthony J. Antonious		
Patent Number 5,735,752		
Title of Invention Golf Club Shaft and Insert Therefor		
Reissue application number (If known)		
The said original patent is lost or inaccessible.		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.		
Signature 		
Typed or printed name Anthony J. Antonious		Date 4/6/2000

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Anthony J. Antonious

Patent No.: 5,735,752

Group Art Unit:

Issued : 04/07/98

Examiner:

Title : GOLF CLUB SHAFT AND INSERT THEREFOR

CONSENT OF ASSIGNEE

Commissioner of Patents
and Trademarks
Box Non-Fee Amendment
Washington, D.C. 20231

Sir:

Adams Golf IP LP, assignee of U.S. Patent No. 5,735,752, consents to the filing of the present application for the reissue of U.S. Patent No. 5,735,752

Respectfully submitted,

Byron H. Adams
President, Adams Golf IP LP

AQUILINO, WELSH & FLAXMAN, P.C.
2341 Jefferson Davis Highway
Suite 112
Arlington, VA 22202
(703) 920-1122

Docket No. ADA-119

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: ADAMS GOLF IP LP

Application No./Patent No.: 5,735,752 Filed/Issue Date: April 7, 1998

Entitled: Golf Club Shaft and Insert Therefor

ADAMS GOLF IP LP, a Limited Partnership,

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

States that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. [] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

[X] Copies of assignments or other documents in the chain of title are attached.

NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

April 3 2000
Date

Byron H. Adams
Signature

Byron H. Adams
Typed or printed name

President
Title